

THE KENTUCKY BOARD OF EXAMINERS OF PSYCHOLOGY MINUTES
July 30, 2015 and July 31, 2015

A meeting of the Board of Examiners of Psychology was held on July 30, 2015 and July 31, 2015 at the General Butler State Resort Park in Carrollton, KY.

MEMBERS PRESENT

Owen Nichols, Psy.D. – Chair
Jamie Hopkins, Ph.D. – Vice-Chair
Eva R. Markham, Ed.D.
Gerald Walker, Psy.D.
Kevin Pernicano, Ph.D.
Kathy Susman, M.A.
Melissa Hall, M.S.
Serena Owen – Citizen at Large

MEMBERS ABSENT

OTHERS PRESENT

Brian Judy, Assistant Attorney General
Lisa Willner, Ph.D.

OCCUPATIONS AND PROFESSIONS STAFF

Robin Vick, Administrative Supervisor
Chessica Loudon, Board Administrator

CALL TO ORDER

Dr. Nichols called the meeting to order at 1:00 p.m. on July 30, 2015. Dr. Nichols welcomed new Board member, Dr. Kevin Pernicano.

NEW BUSINESS

Review of Kentucky Revised Statutes and Kentucky Administrative Regulations

- **201 KAR 26:125** – A motion was made by Ms. Hall to approve the regulation with the following changes: 1) add language from 201 KAR 26:190 Section 4; 2) add “as required by 201 KAR 26:190” to Section 3(1); and 3) change “provider” to “psychologist” in Section 3(1). The motion was seconded by Dr. Markham and it carried.
- **201 KAR 26:190** – A motion was made by Dr. Markham to approve the regulation with the following change: remove Section 4. The motion was seconded by Dr. Hopkins and it carried.
- **201 KAR 26:210** – A motion was made by Ms. Susman to make the following changes to the regulation: 1) remove last sentence of Section 1(9); 2) create Section 1(10) that will state: “This accumulated experience must equal 600 hours, at least half of which must be supervised by a doctoral-level licensed psychologist” to make Section 1(9) consistent with 201 KAR 26:190 Section 4(3); and 3) change title to: “Educational requirements for licensure as a licensed psychological associate.” The motion was seconded by Dr. Hopkins and it carried.
- **201 KAR 26:200** – A motion was made by Dr. Markham to make the following change to the regulation: change title to “Educational requirements for licensure as a licensed psychologist.” The motion was seconded by Dr. Hopkins and it carried.
- **201 KAR 26:155** – A motion was made by Dr. Markham to approve the regulation with the following changes: 1) remove change previously made to Section 1(2)(b)(1) so that it still reads: “..., including two persons who have received a doctorate in psychology;” 2) change Section 2(5) to state: “A temporary license shall expire one (1) year after date of issuance;” 3) remove Section 2(5)(a, b, and c); and 4) change language so that Section 6 reads: “Under exceptional circumstances and upon written request cosigned by the board-approved supervisor, the board may approve an extension of the period of temporary licensure for no longer than on (1) additional year from date of issuance.” The motion was seconded by Dr. Hopkins and it carried.
- **201 KAR 26:115** – A motion was made by Dr. Markham to retroactively delete from Section 3(6) the sentence which would add “all series” to the description of tests.
- **New** – A motion was made by Dr. Markham to create a regulation regarding reinstatement that states that 1) passing the jurisprudence exam is required to have a license reinstated; 2) the attempts of passing the jurisprudence exam is capped at three; and 3) the reinstatement fee is \$100 per year.

ADJOURNMENT

A motion was made by Ms. Susman to adjourn the meeting at 3:40 p.m. The motion, seconded by Dr. Pernicano, carried. The meeting will recommence Friday, July 31, 2015 at 9:00 a.m.

CALL TO ORDER

Dr. Nichols called the meeting to order at 9:04 a.m. on July 31, 2015.

MINUTES

The minutes of June 1, 2015 meeting will be presented to the Board at the next meeting on September 14, 2015.

MONTHLY FINANCIAL REPORT & LEGAL FEES

The financial report ending May and June 2015 and Legal Fees report ending April and May 2015 were presented to the Board.

O & P REPORT

Ms. Vick presented the Board with the Occupations and Professions report for July.

LEGAL MATTERS

None

COMPLAINTS SCREENING COMMITTEE

- Case 12-10A / Case 12-10B / Case 12-10 C - On-going.
- Case 13-05 - On-going.
- Case 13-06 - On-going.
- Case 14-01 - A motion was made by the Complaints Screening Committee to ratify the Settlement Agreement. Dr. Markham seconded the motion and it carried.
- Case 14-03 - On-going
- Case 14-07 - On-going.
- Case 14-09A - A motion was made by the Complaints Screening Committee to approve the Final Order. Dr. Hopkins seconded the motion and it carried.
- Case 14-128 - On-going.
- Case 14-133 - On-going
- Case 14-156 - A motion was made by the Complaints Screening Committee to dismiss. Ms. Susman seconded the motion and it carried.
- Case 14-171 - A motion was made by the Complaints Screening Committee to dismiss. Dr. Markham seconded the motion and it carried.
- Case 14-192 - A motion was made by the Complaints Screening Committee to file a notice of administrative hearing and formal complaint. Dr. Markham seconded the motion and it carried.

- Case 14-194 – On-going.
- Case 14-197 – On-going. A motion was made by the Complaints Screening Committee to approve the investigator subcontracting up to six hours of neuropsychological consultation. Dr. Markham seconded the motion and it carried.
- Case 14-198 – On-going
- Case 14-200 – On-going.
- Case 15-01 – A motion was made by the Complaints Screening Committee to dismiss. Dr. Markham seconded the motion and it carried.
- Case 15-05 – A motion was made by the Complaints Screening Committee to dismiss. Dr. Markham seconded the motion and it carried.
- Case 15-06 – A motion was made by the Complaints Screening Committee to dismiss. Dr. Markham seconded the motion and it carried.
- Case 15-07A – A motion was made by the Complaints Screening Committee to initiate a complaint. Dr. Markham seconded the motion and it carried.
- Case 15-07B – A motion was made by the Complaints Screening Committee to initiate a complaint. Dr. Hopkins seconded the motion and it carried.
- Cases 15-08A and 15-08B – A motion was made by the Complaints Screening Committee to investigate both cases. Dr. Markham seconded the motion and it carried. Ms. Hall recused herself from the cases.

The members of the Complaints Screening Committee recused from voting on the above recommendations of the Committee.

COMMITTEE REPORTS

Supervision Committee – Dr. Hopkins discussed a case in which a licensee has not submitted a copy of their W-2 or Special Application. The licensee is to be advised that failure to comply may result in disciplinary action.

Continuing Education Committee – Continuing education applications were reviewed and approved or denied.

Credentials Review Committee – Ms. Susman discussed the options for an applicant whose pre-doctoral internship did not meet the regulation’s standards. Ms. Susman discussed the supervision requirements for a temporary licensee who is also certified as a school psychologist. Ms. Susman addressed questions with the Board from applications she reviewed.

Examination Committee – Ms. Hall reported that the next exam is scheduled for August 14, 2015.

Disciplined Psychologists Reports – Dr. Markham reported that all was good with James Walker. Dr. Markham also discussed Lee Epstein’s license renewal.

Newsletter Committee – Ms. Owen discussed contents of upcoming newsletter and how it will be distributed to licensees.

EXPIRED LICENSURE REPORT

There were three (3) expired licenses for the month of March 2015. A motion was made by Dr. Markham for a certified letter to be sent to these licensees advising them that their license has expired and that they must cease practice. The motion, seconded by Dr. Hopkins, carried.

Psychological Associate	1008	Jessica Moore	3/28/2015
Licensed Psychologist	1673	Andrew Sweeney	3/16/2015
Licensed Psychologist	1665	Augustine Burr Seeger	3/16/2015

OLD BUSINESS

Review of Kentucky Revised Statutes and Kentucky Administrative Regulations

- **201 KAR 26:140** – A motion was made by Dr. Hopkins to make the following changes to the regulation: 1) change “shall” to “may” of Section 1(1); 2) change language regarding “press release” in Section 3; 3) remove “at least to the newspapers with the largest circulation in Louisville, Lexington, Frankfort, the city of business of the respondent and to the AP wire service” from Section 3; and 4) add “post on the Board’s website” to the end of Section 3.
- The Board discussed options for notifying licensees of changes made to the regulations and decided to create a “Regulation Update” section on the website and in the newsletter.

NEW BUSINESS

ASPPB 55th Annual Meeting

A motion was made by Dr. Pernicano to approve the following members to attend the ASPPB 55th Annual Meeting in Tempe, AZ from October 7-11, 2015: Jamie Hopkins, Eva Markham, Gerald Walker, and Melissa Hall.

Prescription Privilege

Dr. Nichols explained to the Board that a bill may be introduced to give prescription privileges to psychologists. A motion was made by Dr. Markham to support any bill that would grant appropriately trained psychologists prescription privileges. The motion was seconded by Ms. Owen and it carried.

ASPPB PLUS

Dr. Hopkins described the program and discussed the possibility of it being utilized by the Board.

SCHEDULE NEXT MEETING


The next Board meeting will be held on September 14, 2015 at the Office of Occupations and Professions in Frankfort, KY.

TRAVEL AND PER DIEM

A motion was made by Ms. Owen to approve payment of travel expenses and per diem compensation for eligible members attending today’s meeting and other board business between meetings. The motion, seconded by Dr. Markham, carried.

ADJOURNMENT

A motion made by Dr. Pernicano to adjourn the meeting at 11:50 a.m. The motion, seconded by Dr. Markham, carried.



Owen Nichols, Psy.D. – Chair